

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
Kerr-5

In Re Application Of: **Andrew Kerr**

Application No.
09/900,241

Filing Date
July 6, 2001

Examiner
Blanco, J.

Customer No.
001218

Group Art Unit
3738

Confirmation No.
5997

Invention: **AXIALLY-CONNECTED STENT/GRAFT ASSEMBLY**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **December 28, 2005** finally rejecting Claim(s) **3 and 25**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$250.00**

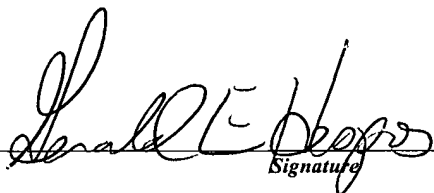
☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **03-1030**

☒ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: **February 3, 2005**

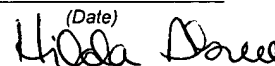
Gerald E. Hespos, Esq.
Atty. Reg. No. 30,066
CASELLA & HESPOS LLP
274 Madison Avenue - Suite 1703
New York, NY 10016
Tel. (212) 725-2450
Fax (212) 725-2452

02/03/2005 SSESHE1 00000025 09900241 250.00 0P
01 FD:2401

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

February 3, 2005

(Date)



Signature of Person Mailing Correspondence

Hilda A. Abreu

Typed or Printed Name of Person Mailing Correspondence

CC: